



JC04 Rec'd PCT/PTO 05 AUG 2005

DOCKET NO.: P0777.70000US00

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Boehm et al.
Serial No.: 10/519,011 ✓
Confirmation No.: 7235
Filed: December 21, 2004
Intern. Appln. No.: PCT/EP03/09862
Intern. Filing Date: 08/27/2003
For: THERAPEUTIC AEROSOL DEVICE

Examiner: Not yet assigned
Art Unit: 3743

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

The undersigned hereby certifies that this document is being placed in the United States mail with first-class postage attached, addressed to MAIL STOP MISSING PARTS, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the 3rd day of August, 2005.

Doris A. Champagne

Doris A. Champagne

MAIL STOP MISSING PARTS

Commissioner For Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith are the following documents:

- Copy of Notification of Missing Requirements
- Declaration (executed)
- Second Preliminary Amendment
- Information Disclosure Statement
- PTO Form 1449 with cited references
- Copy of International Search Report mailed December 12, 2003
- Return Receipt Postcard

The fee has been calculated as shown below:

Serial No.: 10/519,011

- 2 -

Confirmation No.: 7235

CLAIMS AS AMENDED

	Claims Remaining After Amendment		Highest No. Previously Paid For		Present Extra		Rate		Addl. Fee
TOTAL CLAIMS	34	-	28	=	6	X	\$ 50.00	=	\$ 300.00
INDEP. CLAIMS	1	-	1	=	0	X	\$200.00	=	\$ 0.00
								\$	
LATE OATH OR DECLARATION SURCHARGE							=	\$130.00	
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT								= \$	\$430.00

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at (617) 646-8000, Boston, Massachusetts.

A check in the amount of \$430.00 is enclosed to cover the late oath and declaration surcharge and the additional claims fee. If the fee is insufficient, the balance may be charged to Deposit Account 23/2825. A duplicate of this sheet is enclosed.

Respectfully submitted,
Boehm et al., Applicant

By: William R. McClellan
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Docket No.: P0777.70000US00
Date: August 03, 2005
x08/09/05x

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08/10/2005 ATRAM1 00000135 10313011

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02 FC:1615 300.00 17



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PCT Page 1 of 2
WRM

U.S. APPLICATION NUMBER NO. 10/519,011	FIRST NAMED APPLICANT Andreas BOEHM	ATTY. DOCKET NO. P0777.70000US00
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23628
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INTERNATIONAL APPLICATION NO. PCT/EP03/09862	
LA. FILING DATE 08/27/2003	PRIORITY DATE 08/27/2002

CONFIRMATION NO. 7235
371 FORMALITIES LETTER



Date Mailed: 06/09/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 12/21/2004
- Copy of the International Search Report filed on 12/21/2004
- Copy of IPE Report filed on 12/21/2004
- Preliminary Amendments filed on 12/21/2004
- U.S. Basic National Fees filed on 12/21/2004
- Priority Documents filed on 12/21/2004

P0777.70000US00

Confirmation	<input type="checkbox"/>	Initials
Docketing	<input checked="" type="checkbox"/>	WRM

08/09/05

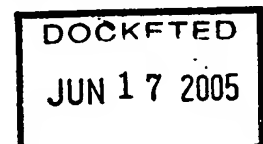
The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- \$130 Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Late oath or declaration Surcharge.



ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

FRANCINE YOUNG

Telephone: (703) 308-9140 EXT 215

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/519,011	PCT/EP03/09862	P0777.70000US00

FORM PCT/DO/EO/905 (371 Formalities Notice)